

Message Text

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ACTION IO-10

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-05 CIAE-00 INR-07

L-03 NSAE-00 NSC-05 EB-07 NRC-05 OES-03 SS-15 DODE-00

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FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC 6020

INFO USERDA GERMANTOWN

AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION BERLIN

LIMITED OFFICIAL USE IAEA VIENNA 5358

EO 11652: N/A

TAGS: PFOR, WB, US, UK, FR, UN, PO, IAEA, GW

SUBJ: REPLIES TO PROTESTS RELATING TO FRG REPRESENTATION OR
WEST BERLIN

REF: A. IAEA VIENNA 4061; B. STATE 77314

FOLLOWING IS REVISED DRAFT OF NOTE WHICH UK PROPOSES TO
SEND ON BEHALF OF UK, US AND FRANCE TO IAEA DIR GEN IN
REPLY TO DG'S CIRCULAR NOTE TO MEMBERS PARTY TO AGREEMENT
ON P. & I. (COMPLIMENTARY CLOSE OMITTED). REQUEST
DEPARTMENT'S CONCURRENCE.

"THE PERMANENT MISSION OF THE UNITED KINGDOM OF
GREAT BRITAIN AND NORTHERN IRELAND TO THE INTERNATIONAL
ATOMIC ENERGY AGENCY PRESENTS ITS COMPLIMENTS TO THE
DIRECTOR GENERAL OF THE INTERNATIONAL ATOMIC ENERGY AGENCY
AND, WITH REFERENCE TO THE DIRECTOR-GERNERAL'S CIRCULAR
NOTE NO. L/230-A AOF THE 3RD OF DECEMBER 1974, REGARDING
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THE DEPOSIT BY THE GERMAN DEMOCRATIC REPUBLIC OF AN

INSTRUMENT OF ACCEPTANCE OF THE AGREEMENT ON THE PRIVILEGES AND IMMUNITIES OF THE INTERNATIONAL ATOMIC ENERGY AGENCY, HAS THE HONOUR, FOLLOWING CONSULATATION BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM AND THE GOVERNMENTS OF FRANCE AND THE UNITED STATES OF AMERICA, TO STATE THE FOLLOWING ON BEHALF OF THE THREE POWERS.

" THE COMMUNICATION NOTED ABOVE CONTAINS A DECLARATION WHICH REFERS TO THE QUADRIPARTITE AGREEMENT OF THE 3RD OF DECEMBER 1971. THIS AGREEMENT WAS CONCLUDED IN BERLIN BETWEEN THE GOVERNMENTS OF THE FRENCH REPUBLIC, THE UNION OF THE SOVIET SOCIALIST REPUBLICS, THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND OF THE UNITED STATES OF AMERICA. THE GOVERNMENT MAKING THE DECLARATION IS NOT A PARTY TO THE QUADRIPARTITE AGREEMENT AND IS THEREFORE NOT COMPETENT TO MAKE AUTHORITATIVE COMMENTS ON ITS PROVISIONS. THE GOVERNMENTS OF THE THREE POWERS WISH TO BRING THE FOLLOWING TO THE ATTENTION OF THE STATES PARTIES TO THE AGREEMENT ON THE PRIVILEGES AND IMMUNITIES OF THE INTERNATIONAL ATOMIC ENERGY AGENCY. WHEN AUTHORIZING THE EXTENSION OF THIS AGREEMENT TO THE WESTERN SECTORS OF BERLIN THOSE THREE POWERS ACTING IN EXERCISE OF THEIR SUPREME AUTHORITY ENSURED IN ACCORDANCE WITH ESTABLISHED PROCEDURES THAT THIS AGREEMENT WOULD BE APPLIED IN THE WESTERN SECTORS IN BERLIN IN SUCH A WAY AS NOT TO AFFECT MATTERS OF SECURITY AND STATUS.

"ACCORDINGLY, THE APPLICATION OF THIS CONVENTION TO THE WESTERN SECTORS OF BERLIN CONTINUES IN FULL FORCE AND EFFECT.

"THE GOVERNMENTS OF THE THREE POWERS DO NOT CONSIDER IT NECESSARY TO RESPOND TO ANY FURTHER COMMUNICATIONS OF A SIMILAR NATURE BY STATES WHICH ARE NOT SIGNATORIES TO THE QUADRIPARTITE AGREEMENT. THIS SHOULD NOT BE TAKEN TO IMPLY ANY CHANGE IN THE POSITION OF THE GOVERNMENTS OF THE THREE POWERS ON THIS MATTER.

"THE PERMANENT MISSION OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND WOULD BE GRATEFUL IF THE FORE-

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GOING COULD BE COMMUNICATED TO ALL MEMBERS OF THE INTERNATIONAL ATOMIC ENERGY AGENCY WHO RECEIVED THE DIRECTOR-GENERAL'S CIRCULAR NOTE NO. L/230-A CONTAINING THE GDE DECLARATION UNDER REFERENCE."LEAHY

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